

1 KEVIN V. RYAN (CSBN 118321)
2 United States Attorney

3 MARK L. KROTOSKI (CSBN 138549)
4 Chief, Criminal Division

5 KESLIE STEWART (CSBN 184090)
6 Assistant United States Attorney

7 1301 Clay Street, Suite 340S
8 Oakland, California 94612
9 Telephone: (510) 637-3709
10 Facsimile: (510) 637-3724

11 Attorneys for Plaintiff

12 UNITED STATES MAGISTRATE COURT

13 NORTHERN DISTRICT OF CALIFORNIA

14 OAKLAND DIVISION

15 UNITED STATES OF AMERICA,)

16 Plaintiff,)

17 v.)

18 TONY D. LOMBARDI, et al.,)

19 Defendant.)

No. 4-06-70805 WDB

[Signature]
[PROPOSED] ORDER EXTENDING
PRELIMINARY HEARING DATE FOR
DEFENDANT TONY D. LOMBARDI TO
JAN. 10, 2006 at 10:00 a.m.

20 With the agreement of the parties, and with the consent of the defendant, the Court enters
21 this order pursuant to Federal Rule of Criminal Procedure 5.1(d) continuing the arraignment or
22 preliminary hearing date for Defendant Tony D. Lombardi to January 10, 2006 at 10:00 a.m.
23 before the Honorable Wayne D. Brazil. The parties agree, and the Court finds and holds that
24 good cause exists to continue the time due to defense counsel's unavailability. Counsel for the
25 defendant also believes that postponing the preliminary hearing is in his client's best interest and
26 that it is not in his client's best interest for the United States to present an indictment before the
27 January 10, 2006 preliminary hearing date.

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cc: WDB's Stats, Copy to parties via ECF

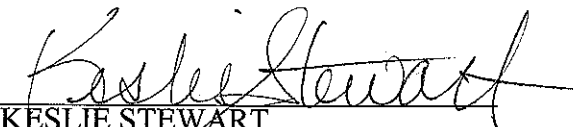
1 The Court finds that, taking into the account the public interest in the prompt disposition of
2 criminal cases, these grounds are good cause for extending the time limits for a preliminary
3 hearing under Federal Rule of Criminal Procedure 5.1.

4
5 STIPULATED:

6
7 DATED: 12/20/06



8 SETH CHAZIN
Attorney for Defendant

9
10 DATED: 12/20/06


11 KESLIE STEWART
Assistant United States Attorney

12
13 IT IS SO ORDERED.

14
15 DATED: 1/3/07


16 WAYNE D. BRAZIL
United States Magistrate Judge